

Patent 3

**RULE 63 (37 C.F.R. 1.63)**  
**INVENTORS DECLARATION FOR PATENT APPLICATION**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

As a below named inventor, I hereby declare that my residence, mailing address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

THERAPEUTIC DELIVERY OF CARBON MONOXIDE

the specification of which (check applicable box(es)):

☐ is attached hereto  
was filed on \_\_\_\_\_ as U.S. Application Serial No. \_\_\_\_\_ (Atty Dkt. No. 620-370)  
☐ was filed as PCT International application No. PCT/GB2003/005061 on 20/11/2003  
and (if applicable to U.S. or PCT application) was amended on \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56. I hereby claim foreign priority benefits under 35 U.S.C. 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed or, if no priority is claimed, before the filing date of this application:

Priority Foreign Application(s):

Application Number	Country	Day/Month/Year Filed
0227135.1	GB	20/11/2002

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

Application Number	Date/Month/Year Filed
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I hereby claim the benefit under 35 U.S.C. 120/365 of all prior United States and PCT international applications listed above or below:

Prior U.S./PCT Application(s):

Application Serial No.	Day/Month/Year Filed	Status: patented pending, abandoned
Error! Reference source not found. PCT/GB2003/005061	Error! Reference source not found. 20/11/2003	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. And on behalf of the owner(s) hereof, I hereby appoint **NIXON & VANDERHYE P.C., 1100 North Glebe Rd., 8<sup>th</sup> Floor, Arlington, VA 22201-4714, telephone number (703) 816-4000 (to whom all communications are to be directed)**, and the following attorneys thereof (of the same address) individually and collectively owner's/owners' attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent: Larry S. Nixon, 25640; Arthur R. Crawford, 25327; James T. Hosmer, 30184; Robert W. Faris, 31352; Richard G. Besha, 22770; Mark E. Nusbaum, 32348; Michael J. Keenan, 32106; Bryan H. Davidson, 30251; Stanley C. Spooner, 27393; Leonard C. Mitchard, 29009; Duane M. Byers, 33363; Jeffrey H. Nelson, 30481; John R. Lastova, 33149; H. Warren Burnam, Jr. 29366; Mary J. Wilson, 32955; J. Scott Davidson, 33489; Alan M. Kagen, 36178; Robert A. Molan, 29834; B. J. Sadoff, 36663; James D. Berquist, 34776; Updeep S. Gill, 37334; Michael J. Shea, 34725; Donald L. Jackson, 41090; Michelle N. Lester, 32331; Frank P. Presta, 19828; Joseph S. Presta, 35329; Joseph A. Rhoads, 37515; Raymond Y. Mah, 41426; Chris Cornuntzis, 31097; Gary R. Tanigawa, 43180. I also authorize Nixon & Vanderhye to delete any attorney names/numbers no longer with the firm and to act and rely solely on instructions directly communicated from the person, assignee, attorney, firm, or other organization sending instructions to Nixon & Vanderhye on behalf of the owner(s).

1. Inventor's Signature: Roberto Angelo MOTTERLINI Date: 16.06.2005  
Inventor: Roberto (first) Angelo MI (last) Italian (citizenship)  
Residence: (city) Middlesex (state/country) United Kingdom  
Mailing Address: Department of Surgical Research, Northwick Park Institute for Medical Research, Watford Road, Harrow, Middlesex, United Kingdom  
(Zip Code) HA1 3UJ

2. Inventor's Signature: Brian Ernest MANN Date: 23/6/05  
Inventor: Brian (first) Ernest MI (last) British (citizenship)  
Residence: (city) Sheffield (state/country) United Kingdom  
Mailing Address: Department of Chemistry, The University of Sheffield, Brook Hill, Sheffield, United Kingdom  
(Zip Code) S3 7HF

☐ See attached sheet(s) for additional inventor(s) information!!

620-370

# ASSIGNMENT OF PATENT APPLICATION

Roberto Angelo MOTTERLINI  
Brian Ernest MANN

(Inventors)

(Assignees)  
(Address)

(Other  
Countries)  
(Title)

In consideration of the sum of one dollar (\$1.00) and other good and valuable considerations paid to each of the undersigned, the undersigned agree(s) to assign, and hereby does assign, transfer and set over to

Hemocorm Limited

(of c/o Bird & Bird, 90 Fetter Lane, London EC4A 1JP, United Kingdom

(hereinafter designated as the Assignee) the undersigned's entire right, title and interest for the United States, its territories, dependencies and possessions, and for the country of

( in the invention, and all application for patent and any Letters Patent which may be granted therefore, known as

THERAPEUTIC DELIVERY OF CARBON MONOXIDE (Case No. 620-370)

for which the undersigned has (have) executed on even date herewith an application for patent in the United States of America or, if not on even date, then has executed (on or has already filed in

(U.S. appln. Serial No. , filed on 17 May 2005).

The undersigned acknowledges an obligation of assignment of this invention to said assignee at the time the invention was made.

The undersigned agree(s) to execute all papers and documents necessary in connection with the application or any interference which may be declared and any continuing or divisional applications thereof and also to execute separate assignments in connection with such applications as the Assignee may deem necessary or expedient and further to perform any act which may be necessary in connection with claims or provisions of the International Convention for Protection of Industrial Property or similar agreements.

The undersigned agree(s) to perform all affirmative acts which may be necessary to obtain a grant of a valid United States patent to the Assignee.

The undersigned hereby authorize(s) and request(s) the Commissioner of Patents to issue any and all Letters Patent of the United States resulting from said application or any division or divisions or continuing applications thereof to the said Assignee, as Assignee of the entire interest, and hereby covenants that he has (they have) full right to convey the entire interest herein assigned, and that he has (they have) not executed and will not execute, any agreement in conflict herewith.

The undersigned hereby grant(s) the firm of NIXON & VANDERHYE P.C. the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent Office for recordation of this document. It is understood and agreed that ASSIGNEE'S attorneys Nixon & Vanderhye P.C. have represented only ASSIGNEE and will continue to represent only ASSIGNEE with respect to this invention.

In witness whereof, executed by the undersigned on the date(s) opposite the undersigned signature(s).

→ Date 16.06.2005

Signature of inventor

( *Roberto Angelo Motterlini* ) ←

Roberto Angelo MOTTERLINI

→ Date 23/6/2005

Signature of inventor

( *Brian Ernest Mann* ) ←

Brian Ernest MANN

→ Roberto Angelo MOTTERLINI

Witnessed by:

Brian Ernest MANN

Witnessed by:

*P. R. Praca*  
*M.A. Butler*

Date

16/6/2005 ←

Date

23/6/2005 ←